House Watch

A summary of today's House actions; published daily when the House is in session.

5/21/08

MESSAGES FROM THE SENATE

HB 4557   (LeBlanc)

The bill (S-1) would amend the Income Tax Act to allow a tax check-off contribution of $5, $10, or more for the Military Family Relief Fund for the 2010 tax year and each year after that.

- The House concurred in the Senate substitute S-1 [RC 419: 108 yes, 0 no]

FINAL PASSAGE

SB 1234   (Birkholz)

The bill would amend Part 801 (Marine Safety) of the Natural Resources and Environmental Protection Act to prohibit a person from operating an airboat within 450 feet of a residence between 11 p.m. and 6 a.m. at a speed exceeding that required to maintain forward movement.

- SB 1234 advanced to 3rd Reading
- SB 1234 was passed [RC 420: 106 yes, 2 no]
- IE was ordered

HB 5639   (Spade)

The bill would allow the boards of intermediate districts, school districts, and charter schools to give a preference of up to 10 percent of the amount of a contract to Michigan-based businesses when they are responding to competitive bids for school construction, supplies, materials, and equipment.

- Committee substitute H-1 was adopted
- Melton-2 adopted
- Hoogendyke-3 not adopted

- HB 5639 advanced to 3rd Reading
- HB 5639 was passed [RC 421: 88 yes, 20 no]
- IE was ordered

HB 6092   (Condino)

House Bill 6092 would add a new section to the Michigan Penal Code (MCL 750.422a) to prohibit an individual from intentionally making a material false statement in a petition or supporting affidavit filed under Section 16 of Chapter X of the Code of Criminal Procedure (to retest DNA evidence and request a new trial). A violation would be a felony punishable by not more than five years of imprisonment and/or a fine of not more than $10,000. The court could order the term of imprisonment imposed under this provision to be served consecutively to any other term of imprisonment currently being served by the individual. The bill is tie-barred to House Bill 5089, which would extend the time period for a petition to retestDNA evidence in a felony conviction and request a new trial, expand the eligibility of convicted felons who could request the retest of DNA evidence and new trial, and revise the criteria used by a court to justify a new trial

- HB 6092 advanced to 3rd Reading
- HB 6092 was passed [RC 422: 108 yes, 0 no]
- IE was ordered

HB 6093   (Coulouris)

House Bill 6093 would amend the Code of Criminal Procedure (MCL 777.16v) to specify that making a material false statement in a petition seeking the review ofDNA evidence would have a maximum term of imprisonment of five years. The bill is tie-barred to both House Bill 5089 and House Bill 6092.

- HB 6093 advanced to 3rd Reading
- HB 6093 was passed [RC 423: 108 yes, 0 no]
- IE was ordered

HB 5065   (McDowell)

Water Withdrawal/Great Lakes Compact: House Bill 5065 (H-3) would amend sections of Part 327 (Great Lakes Preservation) of the Natural Resources and Environmental Protection Act (NREPA) containing: (1) definitions; (2) legislative findings; (3) the ban on diversions; and (4) exemptions from regulation for certain water withdrawals. Amended or new definitions include "adverse resource impact" (ARI), "baseline capacity," "consumptive use," and "Zones A through D."

- Substitute H-3 not adopted
- Emmons substitute H-6 adopted
- Warren substitute H-5 adopted
- Griffin amendment adopted

- McDowell amendment adopted
- HB 5065 advanced to 3rd Reading
- HB 5065 was passed [RC 424: 57 yes, 50 no]
- IE was not ordered [RC 425: 57 yes, 50 no]

HB 5066 (Meadows)

Water Withdrawal/Great Lakes Compact: House Bill 5066 (H-3) would (1) amend Part 327's annual reporting requirements; (2) require the DEQ to adopt generic water conservation measures that would be superseded by sector-specific conservation measures proposed by individual sectors; (3) require the DEQ to report to the Legislature on water conservation measures; (4) require the DEQ to notify permit holders and registrants of Zone C withdrawals; (5) require the DEQ to provide electronic notice to specified entities if certain withdrawals occur (including those reducing the density of thriving fish in a cold- transitional stream by more than one percent); (6) allow notified entities to form "water resources assessment and education committee" with assistance from the DEQ.

- Substitute H-3 adopted
- Moolenaar substitute H-5 not adopted
- Warren amendments adopted
- HB 5066 advanced to 3rd Reading
- HB 5066 was passed [RC 426: 58 yes, 49 no]
- IE was not ordered [RC 427: 58 yes, 49 no]

HB 5073 (Kathleen Law)

Water Withdrawal/Great Lakes Compact: House Bill 5073 (H-2) would expand membership on the groundwater conservation advisory council within the Department of Natural Resources (DNR), rename it the "Water Resources Conservation Advisory Council," and require it to submit specified reports. As amended, the bill would no longer grant the DEQ rule-making authority under Part 327.

- Substitute H-2 was not adopted
- Warren substitute H-4 was adopted
- Robertson substitute H-3 was not adopted
- HB 5073 advanced to 3rd Reading
- HB 5073 was passed [RC 428: 58 yes, 49 no]
- IE was not ordered [RC 429: 58 yes, 49 no]

HB 5070 (Sak)

Water Withdrawal/Great Lakes Compact: House Bill 5070 (H-5) would amend provisions concerning water user committees, petitions concerning water withdrawals, and local ordinances regulating withdrawals.

- Substitute H-5 adopted
- Pavlov substitute H-8 was not adopted
- HB 5070 advanced to 3rd Reading
- HB 5070 was passed [RC 430: 62 yes, 45 no]
- IE was not ordered [RC 431: 61 yes, 46 no]

MOTIONS AND RESOLUTIONS

HCR 54   **(Valentine)**

A concurrent resolution to memorialize the United States Congress to enact the Education Begins at Home Act.

- Agema substitute H-5 was not adopted
- HCR 54 was adopted

HR 374   **(Sak)**

A resolution recognizing May 2008 as Hearing Loss Awareness Month in the state of Michigan.

- HR 374 was adopted